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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: STEVENS, John K.
Serial No.: 10/711,334 Filing Date: September 10, 2004
Group Art Unit: 2876 Confirmation No.: 5333
Title: Computerized Recording and Notification of the Delivery and Pickup of Retail Goods

PETITION TO CORRECT FILING DATE

MS: Petitions

Commissioner for Patents
P O Box 1450
Alexandria, VA 22313-1450

EV600680993US

Sir:

On September 10, 2004, the undersigned used the USPTO's Electronic Filing System to file the present patent application. Unfortunately, Figure 2 got lost in the electronic filing process. This prompted the USPTO to mail a Notice of Omitted Items.

Fortunately the present application is a divisional application and from the day it was filed, it incorporated by reference the entirety of the parent application number 10/297,246. Parent application number 10/297,246 contains Figure 2. Thus, restoring Figure 2 to the present application does not constitute adding new matter and should not result in any change of the filing date for the present application, namely September 10, 2004.

Unfortunately, on July 22, 2005, the USPTO wrongly changed the filing date to December 6, 2004. This filing date is unacceptable because it fails to preserve copendency with the parent application which issued November 23, 2004.

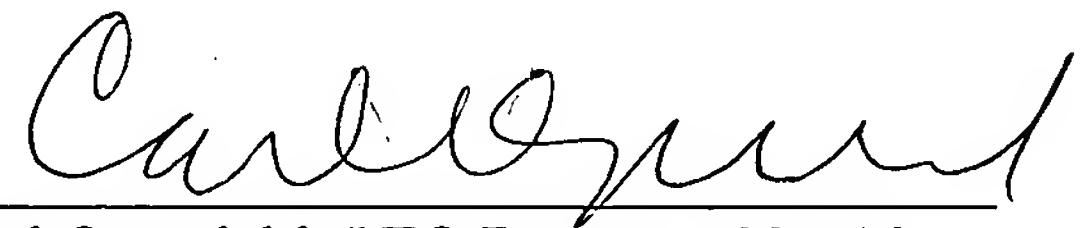
The purpose of the present petition is to cause the USPTO to restore the correct filing date, namely September 10, 2004.

Enclosed please find a Preliminary Amendment restoring Figure 2.

We do not believe there is any fee associated with this Petition. However, should the Commissioner deem necessary, any fee owed may be deducted from Deposit Account Number 15-0610.

Respectfully,

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